## EFFECTS OF THE BOYCOTT

Lines Engaged in the War on the Alton Said to Be Losing Business.

Eastern Roads Still Paying Commissions Despite the Recent Order-The Canadian Pacific's Cut Met by the Great Northern.

Every day brings new phases in the Chicago & Alton boycott, and usually they are in favor of the boycotted road. Now several of the Western roads have notified the Eastern lines which are boycotting the Chicago & Alton that should the C. & A. carry out its threats to cut rates they will be obliged to meet the cuts, and will depend upon the Eastern lines to bear their proportion of whatever the reduction from tariff rates may be. In this territory and at Cincinnati the Big Four seems to be the principal sufferer, as from Cincinnati west, and from Indianapolis west, and from St. Louis east, the Big Four is the only line in the boycott, and they are really in an unpleasant predicament, as agents who are anxious that the C. & A. should win as all working for the roads which continue to work with the Chicago & Alton. The Lake Erie & Western is seemingly in the best position of any of the roads crossing Indiana, east or west, as since the interstate-commerce law went

into effect the road has not paid commissions, so it can consistently work with the Chicago & Alton or any of the roads engaged in boycotting the C. & A.

President Ingalls, of the Big Four, is quoted as saying that he was much opposed to the payment of commissions, thinks it an unbusinesslike method of securing business. ness, a very expensive one, and one which leads to a demoralization of rates, yet he questions the advisability of boycotting a road to bring about a reform on the commission question.

Officials of the Chicago & Alton road say that the board of rulings of the Central Traffic and Trunk-line associations is welcome to all the encouragement it is able to get out of the action of the Chicago & Grand Trunk in deciding to take the Alton's tickets off sale by way of its Niagara frontier route, which was announced today. The New York Central and the West Shore, with which the Grand Trunk connects at Niagara, are participating in the boycott, and the best that was open to the Alton by that route was business to and from Buffalo, which was of very small benefit to it. The Grand Trunk will continue to handle the Alton's business by way of Montreal, and besides there are still thirtyseven roads in the territory represented by the board of rulings that have refrained from taking part in the boycott. It is claimed by the Alton's friends that at least two of the Eastern trunk lines are to-day paying commissions to the agents of connecting lines, and it is further asserted that every one of the roads that issued the order against the Alton is paying a com-mission of 10 per cent. on every ticket sold over their lines by the steamship companies bringing emigrants to this country. As yet the boycotted road has found no difficulty in sending all its through passengers East without inconvenience, and the crowded condition of its trains indicates that it is getting its share of west-bound business. Much interest attaches to the coming special meeting of the Western roads, as they will be called upon to decide whether they will stand by the Alton in its fight with the Eastern lines, or hold aloof or let their association be wrecked. From an official who on Wednesday had

a conversation with Chairman Blanchard. of the Central Traffic Association, is learned that Mr. Blanchard is very confident the roads will whip the Chicago & Alton into line. He says it is a fight which has been brewing for some years, and it will now be fought to the bitter end. It is now stated that the Chicago & Alton proposes to go into the courts and test the question of the authority of the board of rulings. Railroad men are wondering what the board will do when the Alton directly charges it with conspiracy. Can the board evade this? It hardly seems possible, and the general counsel of the Alton also believe the court will give ample relief in case the railroads carry out the instructions of the board of rulings, as there now appears to be an indication of doing. The Alton is moving slow in the matter, but it will doubtless have a pretty sound footing when it begins action. General Manager Chappell, of the Chicago & Alton, is equally confident with Mr. Blanchard that the Chicage & Alton will be the winner in the fight on the commission question.

The Capadian Pacific's Cut Met. The Great Northern road is the first to meet the reduction in freights inaugurated by the Canadian Pacific between New York and St. Paul. President Hill, of the former road, insists on the differential for lake and rail traffic that was agreed on at the New York conference, and to preserve it he has announced a lake-and-rail tariff on the basis of '0 cents, first class, from New York to St. Paul and Minneapolis by way of Duluth. This is a reduction of 11 cents, the same made by the Canadian Pacific on all-rail business. No action has been taken looking to a reduction by way of Chicago, but a conference of the interested lines will be held in a day or two to decide what shall be done. Chairman Miduley is trying to check the threatened demoralization of rates, and has asked the Western roads to take no action until he has had an opportunity of communicating with the parties responsible for the cut. There seems to be little hope, however, that rates will be restored and maintained on the agreed basis. East-bound take-and-rail rates were cut before a vessel left Chicago for Buffalo, and the indications are that they will strike bed-rock very early in the season. One lake line has just taken 2,500,000 bushels of export grain for Boston at 74 cent a bushel. or about 13 cents per 100 pounds, against the regular rate of 20 cents.

The Big Four's New Locomotives. After carefully looking over the bids of the several locomotive-works to build twenty locomotives for the Big Four, Assistant General Manager Barnard awarded the contract to the Brooks locomotiveworks. Two of these engines will be for passenger service, and will weigh 135,000 pounds, being about four thousand pounds heavier than the passenger locomotives the company purchased last year. They will rest en three pairs of driving-wheels, 5 feet 6 inches in diameter, and a four-wheeled front truck; they will have 1812 by 24-inch cylinders. The twelve freight engines will be ten-wheelers, weighing 132,000 pounds; they will have 19 by 24-inch cylinders and 8 4 foot 8 inch driving-wheel. The switching engines, six in number, will be six-wheelers, weigh 98,000 pounds, have 18 by 24-inch cylinders and a 4 foot 6 inch driving-wheel. All are to be delivered between now and Aug. 1. It is stated by an officer of the locomotive-works that the passenger engines will undoubtedly be among the finest and heaviest ever built at American ocomotive-works, as they are designed to make great speed, as well as to be very powerful.

Union Meeting of Employes. A grand union meeting of railway employes will be held at Fort Wayne, June 9 and 10, under the auspices of the following organizations: The Brotherhood of Locomotive Engineers, the Brotherhood of Locomotive Firemen, the Order of Railway Conductors, the Switchmen's Mutual Aid Association, the Brotherhood of Railway Trainmen, and the Brotherhood of Telegra-phers. A committee of six, of which Robert Miller, of the trainmen, is chairman, and J. H. Schwerzgen, grand secretary-treas-urer of the Brotherhood of Telegraphers, is secretary, has the matter in charge. Gov. Hovey, Powderly, Gompers, Col. J. B. Maynard, of Indianapolis, L. S. Coffin, of lowa, and the general officers of the various railway organizations have been invited as

speakers. It is expected that five thousand railroad men will be in attendance. Reorganization of the P., C., C. & St. L. The directors of the Pittsburg, Cincinnati, Chicago & St. Louis railroad met for reorganization at Philadelphia yesterday, and elected the following officers: President, Georgo B. Roberts; vice-president,

James McCrea, of Pittsburg; second vice-president, and general counsel, J. F. Brooks; president, and general counsel, J. F. Brooks; third vice-president, Thomas D. Messler, Pittsburg; fourth vice-president, John E. Davidson, Pittsburg; secretary, S. B. Liggett, Pittsburg; assistant secretary. Stephen W. White, Philadelphia; treasurer, T. H. B. McKnight; comptroller, J. W. Renner; assistant comptroller, Albert McElvey. Mr. Davidson was promoted from the office of treasurer. The following resolution was adopted by the board: was adopted by the board:

Resolved, That the president and directors declare a dividend of 1 per cent. upon the preferred stock, clear of State tax. for the three months ending Dec. 31, 1890, out of the net profits, payable May 15, 1891, at the office of the Farmers' Loan and Trust Company, New York city, to the preferred stockholders, as they stand registered on the books at 3 o'clock, May 2, 1891.

The Pennsylvania Company's directors also met and elected officers, as follows: First vice-president, James McCrea, Pittsburg; second vice-president, James McCrea, Pitts-burg; second vice-president, T. J. Brooks; third vice-president, Thomas D. Messler, of Pittsburg; fourth vice-president, J. E. Davidson, of Pittsburg; treasurer, T. H. B. McKnight; comptroller. John W. Renner, succeeding Mr. Messler, resigned; assistant comptroller, Albert McElvey.

Victory for the Illinois Central. Pursuant to a mandate of the Supreme Court, the Illinois Central has been put in possession of the freight-house and grounds heretofore occupied by the Baltimore & Ohio on the lake front at Chicago. This ends a litigation that was begun a number of years ago, when the Garretts were in control of the Baltimore & Ohio, and which has been prolonged by successive appeals by the latter company. The case was decided in the Illinois Central's favor by the Circuit Court, and after-ward by the Appellate Court, and these decisions are now sustained by the Supreme Court, which has had the matter under advisement for a year. The quarrel that existed between the two companies when the litigation commenced was ended long ago. The friendliest relations exist between President Fish and the present management of the Baltimore & Ohio, and the result of the suit is not likely to cause any friction. For the present, at least, the Illinois Central will handle the Chicago business of the Baltimore & Ohio in the same manner that it now handles the business of the Big Four. It is believed, how-ever, that the Baltimore & Ohio will se-cure other terminals, and that its passenger trains will soon be running into the Wisconsin Central depot.

Personal, Local and General Notes, John Rech, of the up-town Pennsylvania ticket office, is so ill as to confine him to

J. F. Wares has been appointed general manager of the Burton Stock-car Company, with headquarters at Chicago.

W. A. Read, agent of the Lake Shore at Elyria, O., has resigned to take a position in the Philadelphia & Reading coal-traffic department. A division of the Brotherhood of Railway

Conductors was organized at Dayton, O., this week with twenty-seven charter members. It is to be known as the Gem City

William Ralston, for some time past agent of the Toledo & Ohio Central road at Fostoria, has been appointed general agent of the company, with headquarters

W. B. Leeds, superintendent of the Richmond division of the Pennsylvania lines, was in the city yesterday on official business. His division now extends from Cincinnati to Logansport, Ind. The Vanderbilt inspection party, accompanied by M. E. Ingalls, president, and W. M. Greene, general manager of the Big Four,

will leave St. Louis this morning, and arrive at Indianapolis at 3:10 P. M. The Louisville, New Albany & Chicago earned in the second week of April, \$47,146, a decrease of \$1,470 as compared with the

corresponding week of 1890. It is the first week this year in which a decrease has At a meeting of the Western lines yester-day the Chicago, St. Paul & Kansas City road withdrew its demand for authority to reduce the passenger rates from Kansas City to Chicago to the basis of the cut rates

by way of St. Louis. The Big Four are advertising a personallyconducted train from Cincinnati, Indianapolis and other points on the line to Salt Lake City, with but one change of cars, the distance from Cincinnati to Denver to be covered in seventy-seven hours.

Representatives of the Brotherhood of Locomotive Engineers, of Locomotive Firemen, of Railway Conductors, Railway Trainmen, and of the Brotherhoood of Switchmen will meet in St. Louis Sunday next to discuss the federation question, Since March 1 there has been distributed on the Lake Erie & Western main line 300,000 cross-ties, most of which are already

under the track. An expert railroad man, who passed over the road a few days ago, says that the track is one of the best crossing Indiana. The high prices for the cereals and live stock are bringing business into this territory from greater distances than ever before

known. Current prices will bear the present rates on grain and live stock and still pay a good price at the shipping point if it be 3,000 miles away. H. H. Porter, chairman of the board of directors of the Chicago & Eastern Illinois road, is in New York, and is quoted as saying that there is no deal pending to ex-change the common stock of the road for

Big Four stock, and that no consolidation of interests has been suggested. The executive committee of the Order of Railway Conductors, at the coming meeting in May, will recommend that wherever their headquarters are located there should be erected a building pleasantly fitted up for a hospital for injured conductors, and a home for conductors who have grown old

in the service. George T. Gunnup, general traveling pas-senger agent of the Atchison, Topeka & Santa Fe, was in the city yesterday, ac-companied by H. J. Turner, who has been assigned to this territory. Mr. Turner has for some years been agent of the Pennsylvania Company at Xenia, and has just entered the service of the Santa Fe.

The prospects are said to be good that the Indianapolis, Logansport & Chicago will be built. The company which has been incorporated is made up of good business men, and the road capitalized at a fair figure—\$4,000,000. Whether the Pennsylvania Company is behind the enterprise or not is not known, but it is understood that, if built, it will make it a part of its Louisville

The present management of the Toledo. St. Louis & Kansas City is paying a good deal of attention to building up its through business, yet one of the officers says they are by no means neglecting local traffic. They are encouraging the erection of elevators and store-houses along the line, putting in private switches to any business interest which will justify it, and making rates which shippers show a willingness to

The Lake Shore is curtailing the mileage on which its 5,000-mile books at 2 cents a mile will be honored, These tickets will not hereafter be honored on the Northern Michigan lines; the Cincinnati, Jackson & Mackinaw, only north of Bryan, O.; the Cincinnati, Wabash & Michigan, only north of Elkhart, Ind.; the Michigan Central, between Toledo and Detroit only, or on the Wabash, east of Butler, on the De-

A deal is on which it is believed will result in the Ohio Southern road passing under the control of the Baltimore & Ohio within the next thirty days. The Big Four, it is stated, would like to own the road, but its absorption would create an antagonism on the part of other roads which are now large feeders to the Big Four system. The Ohio Southern, however, if not so heavily bonded, would be valuable property to any railway company with which it connects.

Judge Jackson, of the United States Circuit Court, is to be in Toledo early in May. at which time the case of the New York Trust Company and of Secretary Foster against the Cincinnati, Jackson & Mackinaw road for the appointment of a new receiver will be heard. As the road now stands in relation to the Cincinnati, Hamilton & Dayton deal, it makes it necessary that the affairs of the former be straightened out as early as practicable, as it is desirable that some action be taken at once to protect the individual stockholders

The New York Sun says there has been a falling out between the Maxwell brothers dropped from the Central railroad of New
Jersey directory. On May 1 Joseph Harris, vice-president and general manager of
the Central Railroad of New Jersey, will

Sentinel—Mrs. Sarah W. Burns, Indianapolis.

These officers will serve until the next
annual meeting, which will be held April
28 next year. The Grand Lodge of Masons
will meet on the 26th of next month.

retire and be succeeded by W. G. Oakman, of the Philadelphia & Reading road. The Journal has the best of anthority for stating there is no truth in the report that ill feeling exists between the Maxwell brothers and Mr. Corbin. The latter sold his interest in the Central Railroad of New Jersey that he might give his entire attention to his Long Island road.

JUDGE NIBLACK'S MISSION.

Kokomo Editor Put Him on the Wrong Side of Litigation as to Natural-Gas Pumping.

A Kokomo paper having "suspected" editorially that the mission of Judge Niblack, of this city, who was there recently on legal business, was to break down the Mo-Hugh anti-gas-pumping law, a Journal reporter asked the Judge yesterday for some information on the subject. "They are altogether in error," replied he, "for I am one of the counsel engaged in the attempt to have the law in question declared constitutional. There are two cases for the Sututional. There are two cases for the Supreme Court to pass upon, one a civil and the other a criminal case. Both are in the nature of test cases, and, naturally, the people interested in having the law declared unconstitutional are seeking to secure as early decisions as possible, in order that they may know whether to go ahead with or to abandon their enterprises in the line of pumping gas to distant points. The Consumers' Trust is for the law as it stands, so far as I know, but the Indianapolis company is opposed but the Indianapolis company is opposed to it and actively engaged in the endeavor to have it declared unconstitutional. This to have it declared unconstitutional. This is probably not due so much to any especial fear that they will have to resort to pumps to convey gas to this city, as to the fact that the president of the company, Mr. Dietrich, is largely interested, together with other New York capitalists, in the scheme of pumping gas from the Indiana fields to Chicago. If the Supreme Court holds the McHugh law unconstitutional, these capitalists undoubtedly expect to get the gas into Chicago just as soon as the pipes can be laid."

It will probable be several months after the cases get to the Supreme Court before a decision will be rendered, provided the attorneys take all the time allowed them. The Howard county case was brought against a man who admitted that he was pumping gas. He is interested in the Chicago enterprise and was agreed upon as the individual who should stand the test of criminal prosecution under the new law. The final decision in this and the civil case, which is from Porter county, will be awaited with general interest in this and other States.

MEETINGS AND ENTERTAINMENTS.

Some of the People Who Will Attend the Conference of Charities.

Among the people who will be present at the National Conference of Charities and Correction, taking part in the work, or some one of its varied committees, are: Mr. Frank B. Sanborn, Concord, Mass.; Mrs. C. B. Lowell, New York; B. S. Shortleff, Boston; Oscar Craig, Rochester, N. Y., W. B. Letchworth, Buffalo; Dr. Charles R. Hoyt, secretary of the New York State Board of Charities; John A. Finley, of the New York State Charities' Aid Society; John A. Tompkins, of the Wilson Childrens' Sanitarium, Baltimore; Dr. Sarah M. Crawford, having care of the babies in M. Crawford, having care of the babies in City Charity, Boston; Mrs. James C. Biddle, of the Children's Aid Society. Philadelphia: Miss Clara Barton, of the Red Cross Society, Washington; Myron W. Reed, Denver, Col.; Rev. Fred H. Wines, Springfield, Ill.; Dr. Hai C. Wyman, Detroit, Mich.; Judge M. D. Follett, Marietta, O., Gen. R. Brinkerhoff, Mansfield, O.; Cadwallader Biddle, secretary of State Board of Charities, Pennsylvania; Philip C. Garrett, member of the Commission on Indian Affairs, Philadelphia; Andrew E. Elmore, Fort Howard, Wis., and Bishop George F. Gillespie, Grand Rapids, Mich. George F. Gillespie, Grand Rapids. Mich.
The ladies who have been invited to take charge of the reception to the delegates and representatives met at the residence of Mrs. Henry D. Pierce yesterday morning. There was a large attendance, and the several departments of the work were placed in charge of sub-committees. Mrs. Pierce, chairman of the general committee, presided, and Mrs. Alexander Spruance acted as secretary. The directors of the Propy-læum have placed the building at the disposal of the conference for the afternoon of May 14, and the reception will be held on that day, from 2 to 6 o'clock. Citizens are invited to attend, and meet and welcome the delegates and representatives. Mrs. T. A. Hendricks is chairman of the reception committee. Those who have been invited to assist as hostesses upon this occasion are Mesdames T. A. Hendricks, H. H. Hanna, Mary Moore, O. C. McCulloch, William Mansur, John C. Wright, H. R. Allen, John A. Holman, Allen Fietcher, R. S. McKee, George R. Sullivan, Thomas L. Sullivan, Silas T. Bowen, Otto H. Hasselman, Henry S. Fra-ser, E. F. Hodges, John F. Wallick. J. A. Barnard. Clarence Wulsin, A. C. Harris, Sarah Wiggins, Daniel Stewart, John H. Stewart, Hervey Bates, John R. Wilson. Stewart, Hervey Bates, John R. Wilson.
Fred P. Rush, Louis Hollweg, John M.
Ritchen, Addison Bybee, John A. Reaume,
J. V. McNeal, Lewis Jordan, Benjamin
D. Walcott, Charles M. Walker, Charles F.
Sayles, Joseph S. Jenckes, A. M. Robertson,
Alex. P. Spruance, C. W. Fairbanks, John
L. Ketcham, W. A. Peelle, John M. Shaw,
C. C. Foster, R. B. F. Peirce, J. F. Pratt,
Eli Lilly, Bement Lyman, H. J. Milligan,
W. P. Fishback and Miss Mattie Stewart.
Governor Holt, of North Carolina, has ap-Governor Holt, of North Carolina, has appointed fourteen delegates to attend the

conference. The Marine Band Concert.

On next Monday the famous Marine Band, of Washington, of which John Philip Sousa is director, will give two concerts, afternoon and evening, at Tomlinson Hall. One specially fine number composed by Director Sousa is descriptive of the chariot race in "Ben-Hur," and gives in music all the fire and expression that is conveyed by General Lew Wallace in his great descrip-tion of the contest between Ben-Hur and the proud Roman, whom he vanquishes. Another fine number bears the title "Episodes in a Soldier's Life." Marie Decca, who has the reputation of being a magnificent soprane, will be one of the notable at-tractions of the performances. Seats are now on sale at Baldwin's music store.

The Art Exhibit. Mr. J. Harrison Mills will read a paper on "Art," this afternoon, at the exhibit at the Propylanm. As there have been many requests for Mr. Mills to repeat his first paper he will combine portions of it with that he is to read to-day. A party of ladies from the Terre Hante Art Association viewed the fine collection of pictures yesrerday, and they were so delighted with it that they arranged with Mr. Mills to remove it to that city at the close of the exhibit here. The exhibit is especially strong in figure and portrait work, and as such deserves particular study.

Events to Occur. The Y. P. S. C. E., of the Tabernacle Church, will give a "bonnet social," this evening, in the church parlors. The programme will be carried out by the "Silver-tongued Quartet," Miss Lucy Hamilton, Miss Pearl Landers, Mr. Perry Ingalls and

Mr. George Given. The "Lowell Evening" is to occur to-night, at 8 o'clock, in High-school Hall, The entertainment is for the benefit of the book fund.

Order of Eastern Star.

The Grand Chapter, Eastern Star, completed its labors vesterday afternoon by electing and installing the following grand officers: Patron-Irvin B. Webber, Warsaw. Matron-Mrs. Augusta V. Hunter, Columbia

Associate Patron-E. N. Wilkinson, Knights-Associate Matron-Mrs. Eva M. Hollinger, Secretary—William H. Smythe, Indianapolis.
Treasurer—Mrs. Pearl M. Tyner, Greenfield.
Lecturer—Miss Addie Doble, Shelbyville.
Chaplain—A. W. Hempleman, Richmond.
Marshal—Oliver B. Sargent, Logansport.
Conductress—Mrs. Helen E. Macomber, South

Associate Conductress-Mrs. Jennie Myerhoff, Adah-Mrs. Mary J. Griffin, Bourbon. Ruth-Mrs. Olive E. McGrew, Milroy. Esther-Mrs. Bertha Rinehart, Lebanon. Martha-Mrs. Sallie Thomson, Garrett. Elector-Mrs. Margaret Hanover, Aurora. Warder-Mrs. H. E. Vickery, Tipton. Sentinel-Mrs. Sarah W. Burns, Indianapo

CULLINGS FROM THE COURTS. No Damages Can Arise If Warning of Danger

Is Given.

The case of Martha M. Brown vs. The

Citizens' Street-railroad Company for damages for loss of a daughter's services on account of the steam-motor wreck on the Irvington line, went to the jury last evening. Judge Brown in his instructions, directed the jurors that if they should find the company's agents properly warned the injured woman not to stand on the plat-form of the car; and further, that if they should find that her standing on the platform was the proximate cause of injury, they must return a verdict for the defendant. The evidence showed that the young wom-The evidence showed that the young woman had been in the habit of riding on the
platform, and that the conductor had
warned her several times it was against
the rules of the company and dangerous.
The conductor testified that he could not
be positive he had given her warning on
the morning of the accident, but a colored
man testified that he heard the conductor

repeat his warning at that time. It was also shown that while one of the ladies riding on the platform died from her injuries and Miss Brown was seriously hurt, those inside the car only suffered from slight Withdrawn from the Jury. In the suit of Nancy J. Nye vs. the Ancient Order of United Workmen, tried before Judge Harper and a jury, mention of which was made in yesterday's Journal, there was no testimony to the effect that the policy in question was assigned to Joseph H. Clark as security for a loan. All of the testimony was that Nye sold the policy to Mr. Clark in good faith. There being no conflict in the facts, and it being purely a greation of law whather the sale was realized. question of law whether the sale was valid, the case was withdrawn from the jury by the case was withdrawn from the jury by the court, to be settled as a court question. Mrs. Nye was the second wife of the insured, who assigned the policy to Clark with the consent of his children, the natural beneficiaries. The case will probably go to the Supreme Court for final settle-

Trial of Dentist Brown. The trial of Dr. Daniel N. Brown, the dentist, was begun yesterday in the Criminal Court. The defendant is accused of appropriating money to his own use, while employed by the New York Steam Dental Company. The amount alleged to have been embezzled is about \$200. The defendant has entered a flat denial, and maintains prosecution results from work, because of his having opened a rival

Could Not Give a Small Bail. William Kretsch, who has been announced as so anxious for an opportunity to plead guilty, was given the chance yesterday in the federal court, and entered a plea of not guilty. Kretsch is the young man who is in jail charged with sending obscene letters through the mail. He was taken back to jail, nobody appearing anxious to be responsible for him to the extent of \$200.

An Error in the Record. The papers in the Yancey appeal case to the Supreme Caurt were filed with Clerk Sweeney yesterday. In his appeal the appellant "respectfully shows the court that there is manifest error in the record, in that the trial court, being the Circuit Court of Marion county, erred in sustaining defendant's demurrer to plantiffs' informa-

Notes from the Dockets. The will of Lydia V. Minshall was pro-bated yesterday and Wyatt Minshall qualified as executor without bond.

Thomas Marshall, of Columbia City, was admitted yesterday to practice in the federal court and Woodburn Masson was admitted to the Superior and Circuit courts. District Attorney Chambers and United States Marshal Dunlap are in Fort Wayne to-day on business connected with the United States Courts.

Judge Brown, of the Circuit Court, will give a decision to-day in the case of the First Presbyterian Church of Noblesville vs. Richwine, tried here on change of

The Court Record.

SUPREME COURT DECISIONS. No. 14813. William E. Osborne et al. vs. State ex rel. Asron Michaels, trustee, etc. Wabash C. C. Affirmed. Elliott, J.-1. Where an officer becomes a defaulter, flees the State, leaves no one to care for the public affairs, and indicates a settled purpose to abandon the office, it may be deemed vacant without a judicial determination. 2. The presumption is that an appointment made by an officer having power to appoint is rightfully made whenever it appears that the appointee duly qualified and en-tered into possession of the office. 3. The reports of a trustee are prima facie evidence of his indebtedness. The admission of such reports, unless satisfactorily contradicted, will warrant a finding against the officer and his sureties.

No. 14914. Rufus Ellis vs. Britton Bassett.

Howard C. C. Affirmed. Miller, J.—1. A

with it by implication the same right of way from one part to and over the other as had been plainly and obviously enjoyed by the common ancestor, in so far as it is reasonably necessary for the enjoyment of each part. 2. Where the owner of an estate imposes upon one part an apparent and obvious servitude in favor of another, and at the time of the severance of ownership such servitude is in use and is reasonably necessary for the fair enoyment of the other, then, whether the severance is by voluntary alienation, or by judicial proceedings, the use is continued by operation of law. 3. Where the facts show that the way was a way of necessity, that it was open and visible, and had been used continuously for many years, this consti-

partition of real estate among beirs carries

tutes sufficient notice to a purchaser of the existence of the easement. No. 14919. Omar Lamatt vs. State ex rel. Harriet Lucas. Wayne C. C. Affirmed. McBride, J.—This was a bastardy proceeding. During a recess in the trial of the cause, six of the jurors, with the consent of the relatrix, inspected the features of the child. The court instructed the jury in reference to their conduct, as follows: "In passing upon the question as to whether the defendant is the father of the bastard child of Hattie Lucas you have no right to take into consideration the countenance of said child, nor to inspect it or draw any conclusion whatever from its appearance. But in considering and determining this case you must look only to and consider the oral testimony, and not the resemblance or non-resemblance of the child to the defendant." Held, that this instruction was sufficient to cure any error that may have been committed so far as any question is presented by the record. In the absence of a showing to the contrary the jury are presumed to have followed the instruction. The defense baving drawn from the relatrix on cross-examination statements concerning her conduct with defendant three or four years prior to the conception of the child, it was not error for the State to produce testimony of other witnesses corroborative of such statements. No. 13476. Lewis Falley vs. Nicholas Gibling. Tippecanoe C. C. Rehearing de-

SUPERIOR COURT. Rccm 1-Hon. Napoleon P. Taylor, Judge. Henrietta Royer vs. Joseph K. Sharpe, jr.; note. Judgment for plaintiff for \$303.89. Mary Burnett vs. Hervey Bates, sr., et al.; damages. Trial by jury.
Mary E. Reel vs. Daniel S. Reel et al.; support. Dismissed. F. Harrison vs. M. E. Hamlin. Judgment for plaintiff for \$665.70.

Boom z-Hon. James W. Harper, Judge. Henry Thoma vs. Cyrena Greenrod; account. Judgment for plaintiff for \$75.75. Mathias Dewald et al. vs. Arthur C. Brigham; to foreclose mechanic's lien. Judgment for plaintiff for \$215.07. Room 3-Hon. Lewis C. Walker, Judge.

John S. Sponance et al. vs. Francis E. Jennings et al.; account. Taken under advisement. William Tracy vs. Ella Tracy; divorce. Adultery.

CIRCUIT COURT. Hon. Edgar A. Brown, Judge. Marie Gillett vs. Henry R. Gillett; for support. Dismissed by plaintiff. Martha M. Brown vs. Citizens' Streetrailroad Company; damages. Jury out. CRIMINAL COURT.

State vs. Daniel N. Brown; embezzlement. Trial by jury. Might Have Been Worse. Charles Hamrock, while waiking along

the Belt road, last night, was struck by a

Hon. Millard F. Cox. Judge.

train at Shelby street, but not seriously injured. He was just in the act of stepping from the track when the train caught him.

His escape from worse injury than a sprained ankle and several bruises and cuts is regarded as somewhat remarkable. Hamrock was taken to the City Hospital. He says he is from St. Louis and is a railroader.

MINOR CITY MATTERS.

To-Day's Doings. GRAND OPERA-HOUSE - The Liliputian

evening. ENGLISH'S OPERA-HOUSE-"A Pair of Jacks;" evening. PARK THEATER-"The Devil's Mine;" afternoon and evening. ART EXHIBIT-Propylæum; day and evening.

Local News Notes.

The Auditor of State is sending out tax blanks to the railroad companies. Marriage licenses were yesterday issued to O'Bannon Babbitt and Lucinda Mellinger, Edward H. Decker and Delia D. Bridges, Tolbert B. Trucksess and Ida M. Ritter, Frank M. Avery and Mary C. Borel, Frank S. Reed and Hortense Arnold, Carl L. Larsh and Jessie Meginness, Henry D. Martin and Jennie M. Kelly.

Building permits were procured yester-day by Alvin Schreber, cottate, Rural, between Washington and Ohio streets, \$1,000; George V. Thayer, two dwellings, St. Joe, between Pennsylvania and Meridian streets, \$3,000 each; Bertha K. Stein, dwelling, Central avenue, between Home and Mincoln avenues, \$2,500; D. O'Connell, cottage, State, between New York and Colher streets, \$1,200; William Newton, dwelling, Michigan, between Alabama and New Jersey Michigan, between Alabama and New Jersey streets, \$6,000; E. A. Lowe, cottage, Belle-fontaine, between Home and Irwin avenues, \$1,000.

Personal and Society. Mrs. E. A. Titus, of Lebanon, is the guest of Mrs. R. P. Craft and Mrs. C. H. Abbett. Mrs. A. D. Raub, who has been spending few days here, returned to her home at Earl Park yesterday.

Mrs. Wm. Braden and son Spruille will leave in a few days for Europe, to be absent four or five months.

Mrs. Albert Ovens, of Columbus, O., for-merly of this city, arrived last night to visit her parents, Mr. and Mrs. Chandler. Chancellor Sims, of Syracuse University, and wife are expected Tuesday to visit Dr. and Mrs. H. G. Carey, on West North street. Mr. and Mrs. Harold Taylor, who have been spending a fortnight at home, will return to Ann Arbor to-morrow, to remain till the last of June.

Mr. and Mrs. D. E. Walrath will sail from New York to-morrow, by the Aurania, for Europe, and from there will go to Africa, where they expect to remain. Mrs. George H. West has issued invita-

tions for a reception, from 4 to 2 o'clock next Thursday, in honor of Miss Florence Krag, of Chicago, and Miss West. Mrs. C. E. Hollenbeck gave a delightful entertainment yesterday to quite a party of ladies. At 1 o'clock she gave a luncheon. The guests were seated at small tables, prettily embellished for the occasion. After

the luncheon the ladies spent the afternoon

at cards. Mrs. Edward S. R. Seguin was the hostess yesterday for a luncheon given in honor of her guest, Miss Townley, of Cincinnati. Mr. and Mrs. Seguin are occupying Mr. C. E. Kregelo's residence on North Illinois street, and the spacious home on this occa-sion was tastefully decorated with blos-

Mrs. Frank A. Maus gave a very pleasant reception yesterday afternoon, from 3 to 6 o'clock, at her home on North West street, in honor of Mrs. Frank A. Thayer, of Brooklyn, formerly Miss Josephine Waters, of this city. The ladies were assisted in entertaining by Mrs. Charles Schall, Mrs. J. C. Schaff, Mrs. Julius Walk, and Miss Lena Maus, Therooms were beautifully decorated, ferns and palms here and there gracing the dining-room. At each plate was a Maredining-room. At each plate was a Marechal Niel rose, the favor for each guest, and in an adjoining room an orchestra played. Opposite the reception-room punch was served by Misses Julia Walk, Mamie Grove and Ione Schall. The other assistant was Miss Elfride Schall, who welcomed the guests at the door. The guests included not only the hostess's friends, but many old friends of Mrs. Thayer. The assisting ladies and their husbands were entertained at tea at 7 o'clock. Mrs. Thayer will remain the guest of Mrs. Wene for appropriate the state of Mrs. Wene for appropriate the state of Mrs. Wene for appropriate the guest and the state of Mrs. Wene for appropriate the guest and the state of Mrs. Wene for appropriate the guest appro of Mrs. Mans for another week, when she

will go to St. Paul, Minn. TWO WEDDINGS AT MARTINSVILLE.

Special to the Indianapolis Journal. MARTINSVILLE, Ind., April 23.—Professor Fred Monical, of Brooklyn, and Miss Alice Record, of Mooresville, were married yes-terday at the latter's home. Rev. E. R. Vest, of this city, performed the ceremony.

L. R. Buskirk, of Bloomington, and Miss
Maud Allen, of Friendswood, were married ast night.

Real-Estate Transfers. Instruments filed for record in the recorder's office of Marion county, Indiana, for the twentyfour hours ending at 5 P. M., April 23, 1891, as furnished by Elliott & Butler, abstracters of titles, Hartford Block, No. 84 East Market

Rebecca F. Schick to Vinson Win-nings, part of the northwest quar-ter and part of the west half of the ames Silver to George W. A 3 in Jessup's subdivision of lot 14 in 1,500.00 lot 7 in Bridges's subdivision of Post, guardian's, first addition... Henry C. Roney to Elisha C. Rankin, lot 9 in square 6 in Lincoln Park.... Sophie E. Meikel to Angaline Poole, lot 10 in Greenleaf's first addition, 850.00 Brightwood

Elsie M. Thayer to Elesnora M. Chambers, lot 243 in Allen's second north 200.00 110.00 in Ray's subdivision of outlot 150...

Daniel Feely to John A. Burnett, lot
12 in Ray's subdivision of outlot 150

Frank W. Wood to Zerney Griffey,
part of lot 144 in Bruce Place addi-

2,850.00

950.00

1,600.00

4,000.00

3,000.00

4,000.00

2,800.00

813.00

1,500.00

Rosa Hartra to James Gray, south half of lot 9 in Blackford's subdi-Suart, lot 4 in Gerard's subdivision of Johnson's subdivision of square 28 in Johnson's heirs' addition..... Daniel Burton to Daniel Feely, part of lot 279 in Fletcher et al.'s subdivision of outlet 94

Daniel Feely to William W. Murphy,
part of lot 279 in Fletcher et al.'s
subdivision of outlet 94 Phœbe Duncan to Elizabeth J. George, lot 12 in Smith's subdivision of square 6 in Drake's addition..... Wyatt L. Farrington to Moses Flack, part of the west half of the southeast quarter of section 20, town-ship 16, range 3..... Moses Flack to Wyatt L. Farrington, part of the east half of the southeast quarter of section 19, township

16, range 3.

Joseph F. Flack to Wyatt L. Farrington, part of the east half of the southeast quarter of section 19, township 16, range 3.

Phoenix Mutual Life Insurance Company to Oliver Royster, lots 10 and 11 in Bright et al.'s subdivision of William L. Higgins to William Irvin, part of lot 56 in Bruce Place addi-Samuel Marks to Robert E. Poindex-ter, lot 13 in Van Blaricum's subdi-

43 in Spann & Co.'s first Woodlawn George W. Steut to Bartholomew D. Brooks, lot 33 in Stout's second addition

Joseph Lautterstein to Robert D. Graham, lot 3 in Long & Harlan's Pleasant avenue addition.

Millard F. Jones to William L. Higgins, lot 17 in Bruce Place addition.

Addison L. Roache to Albert A.

Earnes, lots 19 and 20 in square 20, North Indianapolis... Am-rica I. Shirley to Ellen William-son, lots 130 and 131 in Chambers's subdivision of lot 7, Irvington.... Martin B. Smith to Andrew A. Kober, lots 6, 8, 9, 10, 12 and 13 in square 6, in Fletcher's South Brookside ad-Robert Martindale to Ed L. Ander

son, lot 12 in square 5 in Lincoln Park.

Mary A. Burgess to the Trustees Haughville Baptist Church, lot 36 in Haugh et al.'s subdivision of square

THENEWYORK STORE

INDIANAPOLIS, April 24, 1891.

We import all our own Linens, our foreign buyers dealing directly with the maker.

An Occasion in

Handkerchiefs

To-morrow. We have just imported over 4,000 dozen Handkerchiefs which we shall place on sale to-day (Friday) at about 50c on the dollar. The reasons for these low prices on staple goods like Handkerchiefs? Well, a large portion of this lot are manufacturers' samples and odds and ends of last season's lines. Room is worth money to some people. They wanted room; we provided the money to make it.

Every article sold by us is sold on its merits. No misrepresentations are permitted.

1,000 dozen Ladies' Handkerchiefs, with fancy borders, at 2c each, value 5c.

500 dozen Ladies' fancy scalloped border and hemstitched Handkerchiefs at 5c each, value 10c.

300 dozen Gents' plain white and fancy bordered Handkerchiefs at 5c each, value 10c.

200 dozen Gents' fine Cambric Handkerchiefs 10c each, value 15c.

75 dozen Gents' fine white Linen Handkerchiefs, slightly soiled, at 15c each, value 25c, and nearly 2,000 dozen Ladies' plain white and fancy bordered hemstitched and embroidered Handkerchiefs, in various lots, at 8, 9, 10, 12½ and 15c each.

When occasion begets opportunity for money saving is it not well to take advantage of both?

PETTIS DRY GOODS Co. .

DON'T BE!

ROBBED!

WHEN YOU GAN BUY WHENYOU CAN BUY (LIMAX BAKING DER BAKING DER POWDER

PUREST AND BEST, - HALF-THE PRICE OF OTHER BRANDS,

POUNDS 20 + HALVES . 10 + QUARTERS 5 + SOLD IN CANS ONLY.

PIANO FORTES

UNEQUALED IN one, Touch, Workmanship and Durability EMIL WULSCHNER, Sole Agent, 42 and 44 North Pennsylvania street, Indianapolis

NOTICE TO STOCKHOLDERS.

850.00 The Indianapolis & Northeastern Railroad Co.

INDANAPOLIS, IND., April 8, 1891.

The annual meeting of the stockholders of the Indianapolis and Northeastern Bailroad Company, will be held at the principal office of the company in the city of Indianapolis, Indiana, on Thursday the 30th day of April, 1891, for the election of directors and the transaction of such other business as may be brought before the meeting. By order of the Board of Directors.

W. E. HACKEDORN, Secretary,

STATE OF INDIANA. DEPARTMENT OF PUBLIC INSTRUCTION. Notice is hereby given that sealed proposals will be received from publishers, authors, or compliers, by the State Board of Text-Book Commissioners of Indiana, to furnish text-books to the school trustees of the State of Indiana, for use in the common schools of said State, for a period of five years, as provided by a law passed by the General Assembly of Indiana on the 25th day of February, 1889, and by a supplemental act, approved March 5, 1891. Such bids will be opened on the 7th day of May, 1891, at 4 o'clock p. m., at the office of the Superintendent of Public Instruction, in the city of Indianapolis, Ind. said board reserving the right to reject any or all bids. A copy of said laws, and of blanks for proposals, contracts, bonds, affidavits, etc., will be furnished to prospective bidders upon application to said Board.

W. W. PARSONS, Acting President.

L. H. JONES, Secretary. na, to furnish text-books to the school trustees of L. H. JONES, Secretary.

22 in Holmes's West-end addition Edward L. Mick to William K. Bellis, lot 47 and south half of 50 in Morrison's second addition..... 6,600,00

Conveyances, 34; consideration....\$62,535.00

The difference in the size of eggs does not depend wholly upon the fowl, but is greatly influenced by the sort of foods used. Experiments at Cornell University have shown corn and other carbonaceous foods produce large eggs, while wheat and nitrogenous foods produce small eggs and larger num-bers of them. These foods must be com-bined to produce the best results—that is, arge eggs and many of them.

A New York dairyman says that with cows which will produce three hundred pounds of butter per year he can find a sat-isfactory profit in the business with butter at 20 cents a pound. As it is not difficult to contract the product of good dairies at an annual figure considerably in excess of this. 1,800.00 it would appear that there is yet money in at least one branch of farming.

600.00 Spring stirs up the bile. You lose your appetite, feel weak, too hot, and oh! so tired. Take Simmons Liver Regulator.